

## **IN THE CLAIMS**

Claims 1-11 are pending.

Claims 1-3, 6, and 9 were previously cancelled.

Claims 4, 5, 7, 8, 10 and 11 are cancelled therein.

Claims 12-14 are newly added.

The status of the claims is as follows:

1-11. (Cancelled)

12. (New) A rapid setting, controlled low-strength backfill composition consisting essential of:

- a. Class C flyash in the amount of approximately 79.90% by weight;
- b. Hydrated lime in the amount of approximately 0.02% by weight;
- c. Triethanolamine in the amount of approximately 0.30% by weight; and
- d. Water in the amount of approximately 19.80% by weight.

13. (New) A rapid setting, controlled low-strength backfill composition consisting essential of:

- a. Class C flyash in the amount of approximately 29.40% by weight;
- b. Hydrated lime in the amount of approximately 0.10% by weight;
- c. Triethanolamine in the amount of approximately 0.10% by weight;
- d. Water in the amount of approximately 11.60% by weight; and
- e. Sand in the amount of approximately 58.80% by weight.

14. (New) A rapid setting, controlled low-strength backfill composition consisting essential of:

- a. Class C flyash in the amount of approximately 14.40% by weight;
- b. Hydrated lime in the amount of approximately 2.0% by weight;
- c. Triethanolamine in the amount of approximately 0.03% by weight;
- d. Water in the amount of approximately 11.60% by weight; and
- e. Sand in the amount of approximately 72.0% by weight.